MILLER INC.

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Via Overnight Delivery

June 17, 2015

Ms. Sara Clark
Department Secretary
Administrative Unit
Massachusetts Department of Telecommunications and Cable
1000 Washington Street, Ste. 820
Boston, MA 02118-6500

RE: First Communications, LLC, Tariff Advice Letter No. 12

Dear Ms. Clark:

First Communications, LLC submits to the Massachusetts Department of Telecommunications and Cable an original, one three–hole punched, and four (4) copies of amended Sheet Nos. 2 and 50 and original Sheet Nos. 58 and 59 to First Communications, LLC's ("First") Massachusetts switched access tariff, Massachusetts M.D.T.C. Tariff No. 3, for incorporation into the Company's Tariff. A \$100.00 tariff filing fee is also enclosed.

This submission is made pursuant to the Federal Communications Commission's ("FCC") *Report and Order and Further Notice of Proposed Rulemaking*, in Docket Nos. WC Docket No. 10-90, et al., FCC 11-161, ¹ *Second Order on Reconsideration* in Docket Nos. WC Docket No. 10-90, et al., FCC 12-47, ² Sections 51.911 and 61.26(c) ³ of the FCC's rules, 47 C.F.R. §§51.911, 61.26(c), and the Department's May 1, 2015 *Notice*. ⁴

¹ Connect America Fund et al., WC Dkt. No. 10-90 et al., Report and Order and Further Notice of Proposed Rulemaking, FCC 11-161 (rel. Nov. 18, 2011) (USF/ICC Transformation Order), pets. for review pending, Direct Commc'ns Cedar Valley, LLC v. FCC, No. 11-9581 (10th Cir. filed Dec. 8, 2011) (and consolidated cases).

² Id., Report and Order and Further Notice of Proposed Rulemaking, FCC 12-47 (rel. April 25, 2014)

³ Pursuant to Section 61.26(c), "The benchmark rate for a CLEC's switched exchange access services will be the rate charged for similar services by the competing ILEC. If an ILEC to which a CLEC benchmarks its rates, pursuant to this section, lowers the rate to which a CLEC benchmarks, the CLEC must revise its rates to the lower level within 15 days of the effective date of the lowered ILEC rate." [Emphasis supplied].

⁴ 2015 Intrastate Intercarrier Compensation Rate Reduction Tariff Filings; Related ILEC Certifications and Data Submittals (May 1, 2015).

Ms. Sara Clark June 17, 2015 Page 2

On June 16, 2015, The Verizon Telephone Companies ("Verizon") amended Section 31 of their Tariff F.C.C. No. 11, *inter alia* reducing the Composite Terminating End Office Charge. First complies with the above cited orders and rules by reducing its terminating intrastate access rate and intrastate Toll VoIP-PSTN traffic rates through adoption of the corresponding The Verizon Telephone Companies' amended terminating access rates set forth in The Verizon Telephone Companies' Tariff F.C.C. No. 11, effective July 1, 2015. First further disaggregates its terminating access rate, reflecting the separate rate elements and corresponding rates, and adds provisions governing VoIP-PSTN traffic.

The Company's F.C.C Tariff No. 3 may be viewed at https://apps.fcc.gov/etfs/public/lecTariffs.action?idLec=484. A copy of the applicable page contained in the Company's F.C.C. Tariff No. 3 is also attached. A July 1, 2015 effective date is requested to enable the Company to comply with the above cited orders and rule.

Please acknowledge receipt of this filing by file-stamping the additional copy of this letter and returning it in the self-addressed stamped envelope provided for this purpose. Thank you for your attention to this matter. Questions may be directed to the undersigned at the above address and telephone number, or via email addressed to aisar@millerisar.com.

Sincerely,

MILLER ISAR, INC.

Andrew O. Isar

Regulatory Consultants to First Communications, LLC

cc: Ms. Sara Clark (separate electronic copy via email to dtc.efiling@state .ma.us)

Enclosure

CHECK SHEET

Sheets of this rate sheet are effective as of the date shown at the bottom of the respective sheet(s). Original and revised sheets as named below comprise all changes from the original rate sheet and are currently in effect as of the date on the bottom of this sheet.

Page Number	Revision	Page Number	Revision	Page Number	Revision
1	Original	21	Original	41	Original
2	First*	22	Original	42	Original
3	Original	23	Original	43	Original
4	Original	24	Original	44	Original
5	Original	25	Original	45	Original
6	Original	26	Original	46	Original
7	Original	27	Original	47	Original
8	Original	28	Original	48	Original
9	Original	29	Original	49	Original
10	Original	30	Original	50	First*
11	Original	31	Original	51	Original
12	Original	32	Original	52	Original
13	Original	33	Original	53	Original
14	Original	34	Original	54	Original
15	Original	35	Original	55	Original
16	Original	36	Original	56	Original
17	Original	37	Original	57	Original
18	Original	38	Original	58	Original*
19	Original	39	Original	59	Original*
20	Original	40	Original		

Issued: June 18, 2015 Effective: July 1, 2015

Issued By:

^{*-} indicates pages included in this filing

COMPETITIVE ACCESS PROVIDER SERVICES TARIFF

SECTION 5 - SWITCHED ACCESS RATES, (Cont' d.)

5.4 Rates and Charges

Switched Access Rates		(T)
Originating, per minute	\$0.02687	
Terminating, per minute		
Transport, per mile	\$0.000002	
Tandem Switching	\$0.001574	
Composite Terminating End Office Charge	\$0.001931	(T)(R)
	Originating, per minute Terminating, per minute Transport, per mile Tandem Switching	Originating, per minute \$0.02687 Terminating, per minute Transport, per mile \$0.00002 Tandem Switching \$0.001574

Issued: June 18, 2015 Effective: July 1, 2015

Issued By:

Shannon Dieringer Paralegal, Legal/Regulatory Affairs First Communications, LLC 3340 W. Market Street Akron, OH 44333

COMPETITIVE ACCESS PROVIDER SERVICES TARIFF

SECTION 9 – VOIP-PSTN TRAFFIC

9.1 Identification and Rating of VoIP-PSTN Traffic

(N)

9.1.1 Scope

- (A) VoIP-PSTN Traffic is defined as traffic exchanged between the Telephone Company end user and the customer in time division multiplexing ("TDM") format that originates and/or terminates in Internet protocol ("IP") format. This section governs the identification of VoIP-PSTN Traffic that is required to be compensated at interstate access rates by the Federal Communications Commission in its Report and Order in WC Docket Nos. 10-90, etc., FCC Release No. 11-161 (Nov. 18, 2011) ("FCC Order"). Specifically, this section establishes the method of separating such traffic (referred to in this tariff as "Relevant VoIP-PSTN Traffic") from the customer's traditional intrastate access traffic, so that such Relevant VoIP-PSTN Traffic can be billed in accordance with the FCC Order.
- (B) This section will be applied to the billing of switched access charges to a customer that is a local exchange carrier only to the extent that the customer has also implemented billing of interstate access charges for Relevant VoIP-PSTN Traffic in accordance with the FCC Order.

9.2 Rating of VoIP-PSTN Traffic

The Relevant VoIP-PSTN Traffic identified in accordance with this tariff section will be billed at rates equal to the Telephone Company's applicable tariffed interstate switched access rates as specified in the Telephone Company's applicable federal access tariff. Please see: http://www.firstcomm.com.

9.3 Calculation and Application of Percent-VoIP-Usage Factor

The Telephone Company will determine the number of Relevant VoIP-PSTN Traffic minutes of use ("MOU") to which interstate rates will be applied under subsection (B), above, by applying a Percent VoIP Usage ("PVU") factor to the total intrastate access MOU exchanged between a The Telephone Company end user and the customer. The PVU will be derived and applied as follows:

(A) The customer will calculate and furnish to the Telephone Company a factor (the "PVU") representing the percentage of the total intrastate and interstate access MOU that the customer exchanges with the Telephone Company in the State, that (a) is sent to the Telephone Company and that originated in IP format; or (b) is received from the Telephone Company and terminated in IP format. This PVU shall be based on information such as traffic studies, actual call detail, or other relevant and verifiable information.

(N)

Issued: June 18, 2015 Effective: July 1, 2015

Issued By:

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COMPETITIVE ACCESS PROVIDER SERVICES TARIFF

SECTION 9 – VOIP-PSTN TRAFFIC, (CONT'D.)

9.1 <u>Identification and Rating of VoIP-PSTN Traffic</u>

(N)

- 9.3 Calculation and Application of Percent-VoIP-Usage Factor (CONT'D.)
 - (B) The Telephone Company will apply the PVU factor to the total intrastate access MOU exchanged with the customer to determine the number of Relevant VoIP-PSTN Traffic MOUs.
 - (C) If the customer does not furnish the Telephone Company with a PVU pursuant to the preceding paragraph 1, the Telephone Company will utilize a PVU equal to zero.

9.4 Initial PVU Factor

If the PVU factor is not available and/or cannot be implemented in the Telephone Company's billing systems, once the factor is available and can be implemented the Telephone Company will adjust the customer's bills to reflect the PVU retroactively to the beginning of the month. This retroactive adjustment will be made to provided that the customer provides the factor to the Telephone Company with 30 days; otherwise, it will set the initial PVU equal to zero, as specified in subsection 9.3.C, above.

9.5 PVU Factor Updates

The customer may update the PVU factor quarterly using the method set forth in subsection (C)(1), above. If the customer chooses to submit such updates, it shall forward to the Telephone Company, no later than 15 days after the first day of January, April, July and/or October of each year, a revised PVU factor based on data for the prior three months, ending the last day of December, March, June and September, respectively. The revised PVU factor will apply prospectively and serve as the basis for billing until superseded by a new PVU.

9.6 PVU Factor Verification

Not more than four times in any year, the Telephone Company may ask the customer to verify the PVU factor furnished to the Telephone Company. The party so requested shall comply, and shall reasonably provide the records and other information used to determine the PVU factors.

(N)

Issued: June 18, 2015 Effective: July 1, 2015

Issued By:

SECTION 5 - SWITCHED ACCESS RATES (CONT'D)

5.4 Rates and Charges (cont' d)

5.4.3 End Office Switching

ILEC Region	State/Zone	Interconnection Charge per minute	End Office Trunk Port Per minute	Local Switching
Ameritech	All/All	\$ *	\$ *	\$ *
BellSouth	All/All	\$ *	\$ *	\$ *
Frontier	All/All	\$ *	\$ *	\$ *
PacBell	CA/All	\$ *	\$ *	\$ *
Qwest	All/All	\$ *	\$ *	\$ *
SWB	All/All	\$ *	\$ *	\$ *
Verizon	All/All	\$ *	\$ *	\$ *

(N)

(N)

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Effective: May 20, 2013

Issued: May 17, 2013

Issued by: Mary Cegelski

Manager of Regulatory Affairs First Communications, LLC 3340 West Market Street Akron, OH 44333

^{*} Pursuant to 47 CFR § 61.26(b), the Company adopts as its own the corresponding recurring originating and terminating per minute switched exchange access rates contained in the incumbent local exchange carrier tariffs on file with the Commission in whose serving area the Company is providing service.